IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 27451 of 2007(R)

PETITIONER:

S.LEENA,
SENIOR GRADE OPHTHALMIC ASSISTANT,
PRIMARY HEALTH CENTER,
NETTOOR, ERNAKULAM.

BY ADV. SRI.B.KRISHNA MANI
SMT.S.SIBHA

RESPONDENTS:

1. THE STATE OF KERALA,
REPRESENTED BY CHIEF SECRETARY,
GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

2. THE SECRETARY,
DEPARTMENT OF HEALTH,
GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM.

3. THE DIRECTOR OF HEALTH SERVICE,
GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM.

4. THE ADDITIONAL DIRECTOR OF HEALTH
SERVICE, GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM.

5. B.M.GEETHA, OPHTHALMIC ASSISTANT,
PRIMARY HEALTH CENTER, VAGATHANAM,
KOTTAYAM DISTRICT.

6. KAVITHA T.P.,
TALUK HEAD QUARTERS HOSPITAL,
NORTH PARAVUR.

BY GOVT.PLEADER SRI.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P.(C) NO.27451 of 2007

Dated this the 14th day of September, 2007

JUDGMENT

In the course of General Transfer for the year 2007, the petitioner was transferred from Madavanna in Thrissur District to Nettoor, Ernakulam District. According to the petitioner, she had given options to different places including Taluk Head Quarters Hospital, North Paravur, Primary Health Centre in Ezheekkara, Kottayam and Primary Health Centre at Chengamanad, Ernakulam. Aggrieved by Ext.P1 order of transfer, she moved the Director of Health Services vide Exts.P2 and P3. Apparently, several other persons aggrieved by Ext.P1 order also moved the Director of Health Services.

2. It seems that Ext.P4 order is passed by accepting some of the requests and accommodating the persons who have made such grievances as far as possible under Ext.P4. The petitioner has now given a posting in Thrissur District, apparently taking note of the fact that she resides in Kodungalloor which has been highlighted by her in Ext.P3. Petitioner now contends that Kadappuram in Thrissur District is a remote area and that she is further aggrieved by Ext.P4.

3. Ext.P4 is under challenge in this writ petition.

4. I do not find any ground to interfere with Ext.P4. But if the petitioner wants a further change of posting, taking note of any personal difficulty or hardship that she may have, she may move the Health Service Centre in this regard by means of a representation within three weeks from today. The Director will take note of such representation and take a decision thereon, keeping in mind the transfer norms as also Ext.P5 order if the same is still in force and take a decision thereof within a period of two months thereafter.

The writ petition is disposed of as above.

V.GIRI, JUDGE

CSS